



IN THE DISTRICT COURT IN AND FOR TULSA COUNTY  
STATE OF OKLAHOMA

ROCHELLE HART,

Plaintiff,

vs.

JENNIFER DAVINA LAY and NATIONWIDE  
PROPERTY & CASUALTY INS. CO.,

Defendant.

Case No. CJ-2011-731

JURY TRIAL DEMANDED  
ATTORNEY LIEN CLAIMED

DISTRICT COURT  
**FILED**

FEB -5 2013

SALLY HOWE SMITH, COURT CLERK  
STATE OF OKLA. TULSA COUNTY

**FIRST AMENDED PETITION ADDING ADDITIONAL DEFENDANT**

COMES NOW the Plaintiff Rochelle Hart, and for her claim against Nationwide Property & Casualty Ins. Co. ("Nationwide") states:

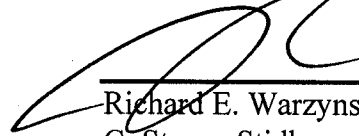
1. At all times relevant here, Plaintiff had in force an automobile insurance policy with Nationwide for which she regularly paid premiums. The Defendant tortfeasor has rendered its liability limits and has been released from liability with a subrogation waiver from Nationwide.
2. Plaintiff has made a demand for underinsured motorist benefits upon Nationwide, but Nationwide has not responded.
3. Nationwide's failure is a breach of its insurance contract with her for which Plaintiff is entitled to a judgment in excess of \$75,000.00.
4. Further, Nationwide's breach is unreasonable under the circumstances and was made with the intent to deprive the Plaintiff of her insurance benefits and constitutes the tort of insurance bad faith, for which Plaintiff is entitled to damages in excess of \$75,000.00 plus punitive damages, costs and attorney fees.

2013 FEB -5 PM 4:05  
SALLY HOWE SMITH  
COURT CLERK

WHEREFORE, Plaintiff prays that the Court enter judgment in her favor and against Nationwide, as set forth above.

Respectfully submitted,

**SNEED LANG HERROLD**



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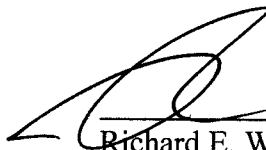
Facsimile: (918) 582-0410

**ATTORNEYS FOR PLAINTIFF ROCHELLE HART**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 5th day of February, 2013, a true and correct copy of the above and foregoing instrument was mailed with postage prepaid thereon, via first class mail to:

Timothy Crow, Esq.  
SCHROEDER & ASSOCIATES  
110 West 7th Street, Suite 1200  
Tulsa, OK 74119  
ATTORNEY FOR DEFENDANT



Richard E. Warzynski